

Request for Court Direction

TO: Honorable Shira A. Scheindlin OFFENSE: Conspiracy to Distribute and  
 Senior U.S. District Court Judge Possess with Intent to Distribute Heroin  
and Cocaine Base

From: Colleen Tyler Original Sentence Date: November 18, 2014  
 Senior U.S. Probation Officer

Re: Haranakk Dingle Required Submission to Counsel Date:  
 DKT. # 13 CR 242 (SAS) (35 Days): August 26, 2014

Date: September 19, 2014

Defense Counsel : Winston Lee

AUSA: Jessica Masella

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The case of Haranakk Dingle is currently scheduled for sentence on November 18, 2014. The first draft of the presentence report was issued to the parties on August 26, 2014. The final draft is due to the parties and the Court on September 23, 2014.

The Probation Office found that the defendant is a career offender because he was last released from custody for two prior criminal convictions within 15 years of his commencement of the instant offense (pursuant to U.S.S.G. §4A1.2(e)(1) and §4A1.2(k)(2)). The parties agreed in the plea agreement that the defendant is in Criminal History Category II. As such, our categorization of the defendant as a career offender has led to a vast discrepancy in the applicable guidelines sentencing range. Defense counsel has objected to the career offender enhancement, and has asked the Probation Office to share any parole records it receives with counsel.

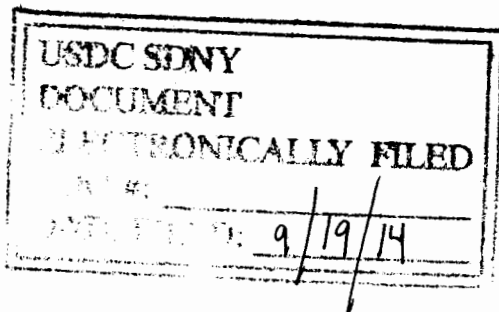
As all documents gathered during the course of a presentence investigation are the property of the sentencing court, and given that we have received documentation from the New York State Division of Parole which we believe may shed some light on the issue at hand, we write to ask the Court for its permission to share those records with both parties. It is our hope that by providing these records to the parties, the issue may be resolved prior to the sentencing hearing.

It is requested that Your Honor indicate the Court's decision as provided below. Counsel will be notified by copy of this form.

Respectfully submitted,

Michael J. Fitzpatrick  
 Chief U.S. Probation Officer

By: Colleen Tyler  
 Colleen Tyler  
 Senior U.S. Probation Officer  
 212-805-5146

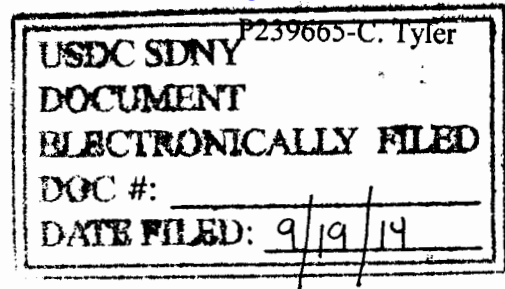


Dingle, Haranakk

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1. PERMISSION IS GRANTED: ✓

2. PERMISSION IS DENIED \_\_\_\_\_



Sept 19, 2014  
DATE

Shira A. Scheindlin  
HONORABLE SHIRA A. SCHEINDLIN  
SENIOR U.S. DISTRICT JUDGE

cc: Jessica A. Masella  
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